

# UNITED STATES DISTRICT COURT

FOR THE JUDICIAL DISTRICT OF PUERTO RICO

United States of America

v.

[6] Ronald BARRIOS-GARCIA

Date of Previous Judgment: May 12, 2006

(Use Date of Last Amended Judgment if Applicable)

)

) Case

) No: 97-CR-074-06 (DRD)

) USM

) No: 14937-069

) Hector Ramos & Melanie Carrillo, AFPD's

Defendant's Attorney

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 276 months **IS REDUCED TO 233 MONTHS** of which **16 months** shall be deducted, and credited for time already served under local custody for a total term of imprisonment of **217 MONTHS** to be served concurrently with the local sentence and using the start date of April 11, 1997.

### I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 37

Amended Offense Level: 35

Criminal History Category: III

Criminal History Category: III

Previous Guideline Range: 262 to 327 months

Amended Guideline Range: 210 to 262 months

### II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

### III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the Amended Judgment dated May 12, 2006 at Docket No. 579 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: July 14, 2008

S/ DANIEL R. DOMÍNGUEZ

Judge's signature

Effective Date: April 14, 2008

(if different from order date)

DANIEL R. DOMÍNGUEZ, U.S. DISTRICT JUDGE

Printed name and title

